

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT DANVILLE, VA  
FILED *for RW*

APR 30 2010

JOHN F. CORCORAN, CLERK  
BY: *H. McDonald*  
DEPUTY CLERK

DAVID RAY BARBOUR,  
Plaintiff,

v.

DEBBIE WHEELER, et al.,  
Defendants.

) Civil Action No. 7:10-cv-00089  
)  
)  
)  
)  
)  
)

**ORDER**

By: Hon. Jackson L. Kiser  
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that plaintiff's complaint is **DISMISSED as frivolous**, pursuant to 28 U.S.C. § 1915A(b)(1), all pending motions are **DENIED** as moot; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 30<sup>th</sup> day of April, 2010.

*Jackson L. Kiser*  
Senior United States District Judge